

COMPANY E HOLDS AN ENJOYABLE SMOKER

Lieut. Yount Delivers Address on Camp Perry Shoot

(From Saturday's Daily)

The army building was the scene of a very pleasant social affair last night, the occasion being a smoker given by Company E of the Arizona National Guard to the members of the Prescott Military organization.

Lieutenant C. E. Yount delivered an interesting address on the experiences of the rifle team of the Arizona National Guard at the national rifle shoot held in Camp Perry, where the Arizona rifle team advanced to thirty-fifth place, going eight better than at the national rifle shoot of 1907.

Lieutenant N. A. Vyne told of the adventures of the Arizona battalion at the encampment at Camp Atascadero and Lieutenant Ned Mitchell graphically described the encampment of the guard at Camp Kibbey in Phoenix, where the Arizona battalion was selected to go to Camp Atascadero.

H. J. Tilley favored the military men with a recitation and song which whetted the appetites of all for a delicious lunch served at 10:30 o'clock.

A pleasant hour was spent after refreshments were served relating stories and singing.

ANGRY WOMAN SHOOT, KILLING HER VICTIM

Globe, Nov. 4.—J. W. Weaver, the well known driver of the Copper Hill stage, was shot and instantly killed Monday night by Mrs. Emma Hessler at about 8 o'clock, at the home of Mrs. Hessler's mother, Mrs. Scott, 117 Broad street. When seen at the county jail, almost immediately after the shooting, Mrs. Hessler said that she had shot Weaver in her own defense, as, after repeated previous insults, he had followed her into her mother's house and there attempted personal violence upon her.

Broad street was filled with typical eve of election crowds, especially towards the courthouse. Knots of men were gathered here and there, discussing political topics and the chances of the several candidates, and the parade on its way to the republican meeting at Dreamland had passed by but a few minutes.

A shot was heard, but so muffled and uncertain was the sound that scarcely anyone knew whence it came.

Town Marshal Anderson was in the act of stepping off the curb into the street at the southeast corner of Broad and Cedar streets, less than a hundred feet from the spot, when he heard the report, and, deceived, like scores of others as to the direction, started down into the basement of the Trust building when a Mexican ran up to him and told him that a man had just been killed in the Scott rooming house.

Hurrying to the building indicated, the town marshal found Weaver lying on his back in the brightly lighted hall of the Scott house, in plain view of the street, his head toward the street, his arms outstretched. At the rear of the hall stood Emmet Gaynor, a son of Mrs. Scott, and Mrs. Hessler was standing partly in the door of one of the rooms opening in the rear of the hall.

Weaver was already dead as the marshal stooped over him, although a little while later some one claimed that his pulse was still beating.

"Who did this?" remanded the officer as he arose from his examination of the fallen man.

For awhile there was no answer. The question was repeated to Emmet Gaynor, but he only replied with a demand that the marshal search the dead man, which was done.

"Who did this?" again spoke the officer.

"I shot him," declared Mrs. Hessler, stepping from the door in which she had been partly hidden, and from her reticule she produced a 32-calibre Harrington & Richardson revolver, which she handed to Marshal Anderson. A hasty examination of the weapon showed that but one chamber had been discharged, the bullet taking effect in the man's mouth, breaking the upper front teeth on its way to the brain, where it lodged, but only barely cutting the upper lip and leaving no outward mark, save a slight powder burn on the lips.

WHAT CONSTITUTES
VALIDITY OF LITIGATION

(From Friday's Daily.)

The recent agitation against the forestry service on the ground that it in-

terferes with the rights of citizens to prospect for minerals upon the public domain, naturally summons one's attention to the United States statutes bearing upon these rights. From the very foundation of the government, taking its cue from the common law and the customs of England, the national legislature has invested in the citizen as sovereign the rights in all minerals underlying the public lands, subject, of course, to the statutes of the United States. Consequently, without congressional act, the setting apart of a forest reserve cannot prohibit the citizen from laying claim to such minerals. The only restrictions under which he must labor are comprehended in the terms of the statutes affecting the location of mineral claims.

The interest at the moment, therefore, resides in the question as to what constitutes a valid location. Manifestly, a prospector cannot assert rights in a forest reserve that he could not legally assert upon any other portion of the public domain, though some of the critics of the forestry service apparently believe that this should happen. What the foresters have aimed at is the enforcement of the law, and this they do not themselves accomplish, save by bringing evasions of the law to the department of the interior. It is largely because the department of the interior finds it well nigh impossible to prevent unwarranted or pretended locations in other regions that the vigilance of the forestry bureau has been reproved as a hardship.

It so happens that a nice statement of what constitutes a valid location appears in a digest of federal decisions just issued. We can do no better than to quote it, for the benefit of those who think that the location of supposed mineral claims should be treated as a perfunctory act:

"To constitute a valid location, there must be such a discovery of mineral as that an ordinarily prudent man, not necessarily a miner, would be justified in expending his time and money thereon, in the development of the property. While mere possibility that the ground claimed contains gold, or that there are mere indications of the existence of minerals in the ground, is not sufficient to justify a prudent person in expending money and work in exploration of it; yet where the evidence shows the actual existence of gold in the claim, the locator is entitled to strengthen the proof upon any of the elements which enter into what is comprehended by discovery. He may supplement the showing that mineral actually did exist by proving, as a ground of justification for the expenditure of money and time, that the adjacent ground in the same gulch is rich in the same mineral, or that adjacent claims were developed into paying mines after development upon similar showings of mineral, or that geological conditions are so similar that, from the character of the mineral discovered, it is reasonable to expect to find mineral in valuable quantities in the exploitation of the alleged claim. But there must be actual discovery of mineral within the limits of the claim before a valid location can be established."

If this be a hardship, then it is the fault of the mining law, not that of the forestry bureau. If the government agents seek to prohibit prospecting, that is, the search for mineral showings, in the forest reserves, there would then be real ground for complaint.

BRYAN DEMOCRATS RAMPANT

One Congressman Alone Escapes the Bryan Landslide.

LINCOLN, Nov. 4.—Returns are sufficiently definite to confirm and emphasize the first report that the democrats are sweeping victorious in the state. Bryan has a plurality of not less than 10,000.

Shalleaberger for governor and the remainder of the ticket have scarcely a thousand less.

Four, and probably five of Nebraska's six congressmen are democrats with only Hinshaw escaping defeat.

Only eighteen out of one hundred and thirty-three members of the legislature are republicans.

While not caring to discuss the political effect of the democratic victory in his home state or analyze the cause, Bryan made informal talk this afternoon and expressed pleasure at the result in Nebraska.

He said the national defeat was not such a disappointment as he had many things to console him.

COCONINO REJOICES

Flagstaff, Nov. 4.—(Special to the Journal Miner.)—Returns from all but a few precincts in the county show the election of E. M. Doe to the office of district attorney over Thomas Flynn, democrat. Doe's election is conceded by the democrats. His majority is estimated at eighty. Great rejoicing here over the election of Cameron.

City NewsIn Brief

(From Thursday's Daily)

Mayer Visitor.

William Logue of Mayer is here on a short business visit.

Yeager Stockman Visits.

J. M. Cook, the Yeager stockman, is here on stock business.

Stockman Visits.

J. C. Young, the Skull Valley stockman, is visiting in the city.

Poland Visitors.

Mr. and Mrs. Frank Bradley of Poland are visiting in the city.

Left for Congress.

Herman Voge was an outgoing passenger last night for Congress.

Here From Etta.

Blake Baker is in the city from the Etta mine on mining business.

Poland Officer Here.

Deputy Sheriff Wiley Woodruff of Poland is here on official business.

Popular Stockman Visits.

Joe Cook, the popular Williamson valley stockman, is here on business.

Recorder's Office Receipts.

Receipts of the county recorder's office for the month of October were \$585.65.

Left for Washington.

Attorney E. M. Sanford left yesterday afternoon for Washington, D. C., on professional business.

Del Rio Stockman Here.

James and W. R. Storm, popular young stockmen from the Big Chino Valley section, are in the city on stock business.

Mine Manager Here.

A. J. Pickrell, the mine owner and manager, is in the city from his mine in the Hassayampa district.

Left for the South.

John Esser was an outgoing passenger yesterday morning for southern Arizona on mining business.

Purchasing Supplies.

W. J. Kearney is in the city from his mining camp in the Mount Union section, purchasing supplies.

Back From the Bradshaws.

R. H. Hetherington arrived home last night from a visit to the Bradshaw mountains on mining business.

Mine President Here.

John S. Jones, president and general manager of the Jessie Mining company, is here on mining business.

Home From Hunt.

Archie Grant arrived home last night from a two weeks hunt in the Mongolian mountains where he reports game plentiful.

Circulating Among Their Friends.

F. E. Edwards and Frank Lecklider, popular Poland business men, are in the city circulating among their many friends.

Passed Through.

H. C. Lockett of Flagstaff, territorial fair commissioner, passed through here last night on his way to Phoenix on fair business.

Will Leave for Phoenix.

Mr. and Mrs. Frank Hanley will leave tonight for a ten days' visit with relatives and friends in Phoenix and the Salt River valley.

Left for Chicago.

A. C. McQueen, live stock agent of the S. F. P. & P., passed through here yesterday afternoon on his way from Phoenix to Chicago on railroad business.

Left for Ash Fork.

F. E. Small, general manager of the Brooklyn Arizona Mining company, was an outgoing passenger yesterday afternoon for a short business visit in Ash Fork.

Will Leave for Yarnell.

T. J. Sparks will leave this morning for the Yarnell mine where he has a force of miners unwatering the mine and repairing it preparatory to starting development operations.

Passed Through.

James Mahoney, superintendent of the territorial reform school at Benson, passed through here last night on his way home from a visit with friends in Coconino and Navajo counties.

Hugh Campbell of Flagstaff also passed through on his way to Phoenix.

(From Friday's Daily.)

Walker Visitor.

M. C. Brooks of Walker is visiting in the city.

McCabe Visitor.

P. R. Carleton of McCabe is here on a short business visit.

Jerome Junction Visitor.

Mrs. J. D. Glenn of Jerome Junction is visiting in the city.

Stockman Visits.

J. R. Caldwell, the Williamson valley stockman, is here on business.

Pioneer Visits.

Sol Jackson, the Kirkland valley pioneer, is here on a business visit.

Mining Man Visits.

Charles Carman, the Black Canyon mining man, is here on mining business.

Left for Home.

John Roberts left last night for his home in Hillside, after a short business visit here.

Enjoying a Vacation.

Alex Nyberg is in the city enjoying a well earned vacation among his many friends.

Celebrating Cameron's Victory.

Michael McBride and E. M. Wise, leading residents of Seligman, arrived last night to celebrate Cameron's election as delegate to congress with their many friends here.

Circulating Among His Friends.

James Lee is in the city from the Bradshaw mountains circulating among his many friends.

Circulating Among His Friends.

Judge W. T. Baker of Jerome Junction is circulating among his many friends in the city.

Stockman Visits.

E. A. Marlowe, the Williamson valley stockman, is here on one of his periodical business visits.

Former Resident Here.

W. H. Love, a former resident of this city, is here on business from his home in the Agua Fria valley.

Former Supervisor Visits.

Former Supervisor D. G. Sinclair spent yesterday here on business, returning to his home in Kirkland last night.

Passed Through.

Attorney W. G. Blakely of Kingman passed through here last night on his way to Phoenix on professional business.

A Flying Visit.

J. M. Weston of Jerome Junction paid a flying business visit to the city yesterday, returning home on the afternoon train.

A Flying Visit.

Morse Darnall, the Hillside merchant, paid a flying business visit to the city yesterday, returning home on the night train.

Back from the South.

Lewis Wolfley, a former governor of this territory, arrived home yesterday afternoon from a business visit to southern Arizona.

Left for Chicago.

Mr. and Mrs. I. L. Schmitt were outgoing passengers yesterday afternoon for Chicago, where they will be the guests of relatives and friends a month.

Here to Locate.

Hale Lance, nephew to D. G. Sinclair, is a recently arrival here from Harden, Missouri. He is so well pleased with this section that he has decided to make this county his future home.

Left for Ohio.

Mrs. J. A. Pettit left yesterday afternoon for Warren, Ohio, in response to a telegram announcing the serious illness of her mother there.

Here from Jerome.

Fred Venator, who has business interests in Jerome and Bakersfield, California, arrived here last night from a short business visit in Jerome.

(From Saturday's Daily)

Iron King Visitor.

G. E. Oyler of Iron King is visiting in the city.

Mayer Visitor.

Wesley Davis of Mayer is here on a short visit.

Camp Verde Visitors.

Mrs. N. N. Palmer of Camp Verde is visiting in the city.

Skull Valley Visitor.

A. E. Ehle of Skull valley is here on a short business visit.

Here from Humboldt.

Dr. L. C. Toney of Humboldt is here on professional business.

Here from Hillside.

J. D. Bland, the Hillside mining man, is visiting in the city.

Freight Contractor Here.

J. A. Trenberth, the Mayer freight contractor, is here on business.

Here on Business.

George Mahard, the Placerita mining man, is here on mining business.

School Teacher Visits.

Miss Mina Eldred, teacher of the Walker School, is the guest of friends in the city.

Cherry Creek Pioneer Here.

J. R. Boyer, a pioneer mining man of the Cherry Creek district, is here on a short business visit.

Visiting with Friends.

Miss Wilson, teacher of the Aultman school, is the guest of friends in the city.

Mayer Visitors.

Mrs. J. E. Burk and Mrs. J. O. Haley of Mayer are the guests of friends in the city.

Home from Kingman.

Attorney T. G. Norris arrived home last night from a professional visit in Kingman.

Back from Crown King.

Deputy Sheriff John Merritt arrived home last night from an official visit to Crown King.

Visited Here Yesterday.

Colin Campbell, the Ash Fork wool grower, visited here yesterday on sheep business.

Left for Home.

Shirley Christy of Phoenix left last night for home after a pleasant visit here with friends.

On Railroad Business.

H. C. Story, superintendent of the S. F. P. & P., visited Ash Fork yesterday on railroad business.

Will Spend Sunday Here.

Miss Josephine Butler, teacher of the Dewey school, arrived home last night to spend Sunday with her relatives here.

A Flying Visit.

J. T. Nelson, the Jerome Junction merchant, paid a flying business visit to the city yesterday, returning home on the afternoon train.

Mine Manager Here.

O. I. Tawney, general manager of the great Peck mine, arrived here last night from his mining camp in the Bradshaw mountains.

Left for Phoenix.

P. P. Hastings, general freight and passenger agent of the S. F. P. & P., was an outgoing passenger last night for Phoenix on railroad business.

Councilman-elect Here.

M. G. Burns, councilman-elect to the next legislative assembly, arrived here last night from Humboldt to circulate among his constituents until Monday.

Mine Manager Here.

J. S. Murphy, general manager of the Binghamton mine in the Copper Mountain section, arrived here last night to spend Sunday with his family.

Visited the Little Daisy.

J. J. Fisher, consulting engineer of the United Verde Extension Mining Company, arrived home last night from a visit to the Little Daisy mine in Jerome.

Here from El Centro.

George A. Carter, who has extensive stock interests in Williamson valley, arrived here yesterday from his home in El Centro, California. He left for his ranch near Simmons in the afternoon.

Back from Jerome.

T. E. Campbell, general manager of the Haynes Copper Company and superintendent of the Big Stick Gold Mining Company, arrived home last night from a visit to the Haynes Copper Company's camp near Jerome.

Local Army Changes.

Lieutenant Kenneth P. Williams is expected here soon to assume charge of building operations at Fort Whipple in place of Major C. C. Walcutt, Jr., construction quartermaster, whose four months' leave of absence will begin soon.

Anti-Saloon Meeting.

Rev. W. W. Havens, superintendent of the Anti-Saloon League of Arizona and New Mexico, will speak at the South Methodist church, Sunday morning at 11 o'clock, and at a union service at the Baptist church Sunday evening at 7:30 o'clock.

Will See Ore Tested.

R. H. Burmister, general manager, and J. S. Sessions, superintendent of the Arizona Gold Copper Mines Company, left yesterday afternoon for Chicago to see a test run made of a load of ore from their company's properties in Cherry Creek district. The ore will be treated by a mill of recent invention. The ore is from the Lehigh and Bugler mines. Provided the run proves satisfactory the company will install a similar plant on the properties in Cherry Creek.

BLACK MOUNTAIN COPPER MAKES HEADWAY

(From Thursday's Daily)

Good progress is being made in the installation of the hoist and air compressor plant on the property of the Black Mountain Copper company in the Mineral Point district. A. M. Rockwell, contractor of the work, stated here yesterday that he expected to have the plant ready for operation in less than a week. The machinery includes a 150 horse-power boiler, a sixty horse-power hoist and a five drill air compressor as well as a Larhe sinking pump.

The shaft is down 125 feet. The plan of development is to sink the shaft several hundred feet deeper and open the ledge at every 100 foot level. The force will be increased as soon as the machinery is ready for operation.

The Black Mountain property is located seven miles east of Jerome Junction near the north end of the Black Hills range. A good wagon road leads from the junction to the mines.

Get a copy of the Journal-Miner's Industrial and Mining edition of 64 pages before the supply is exhausted.

PUBLIC RECORDS.

Instruments Filed as Reported By The Prescott Title Co.

H. H. Kreeger locates Horse Shoe Mine, Humboldt Dist.

T. F. Averill locates Ivory Onyx Placer, Big Bug Dist.

Wm. D. Powell et al. locate 5 placers. Heaton Wright & R. L. Pellet incorporate The Alvin Development Co., Capital Stock \$200,000.

F. M. Avis & wf. to C. B. King, W. Deed. N. hf. of S.W. qr. of S. E. qr. of S.W. qr. & S.W. qr. of NW qr., Sec. 3, Twp. 13N., R. 2E.

Marie B. Mekota files Aff. A. work on Silver Cord Mine, Black Canyon Dist.

James H. Newcomb files Aff. A. work on Clara B. mine, Walker Dist.

J. S. Acker et al. incorporate Zenith Mines Company, Capital Stock \$1,500,000.

Pen Gold Mfg. Co. to Pannarizos Mfg. Co., Deed. \$100. All property, real and personal.